

1
2
3
4
5
6
7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,

11 Respondent,

No. CR S-95-0411 GEB KJM P

12 vs.

13 CONRAD GARCIA-GUIZAR,

ORDER

14 Movant.
15 _____/

16 On August 14, 2006, the court held an evidentiary hearing on two of the issues
17 movant has raised in his motion to vacate his sentence. Krista Hart, Esq., appeared for movant
18 who was present in custody, and William Wong and Robert Twiss, Assistant United States
19 Attorneys, appeared for the government as respondent.

20 No later than Friday, August 18, 2006, the government is directed to file and serve
21 on movant's counsel any written plea agreement tendered to defense counsel or drafts of an
22 agreement prepared during the plea negotiations prior to movant's trial, if any exist, or to notify
23 the court and parties that no such documents exist. Should the government's file be in archives,
24 the government is directed to seek an advance extension of this due date.

25 Movant's post-hearing opening brief is due within two weeks of the date any
26 agreement(s) or the government's notice that no agreements exist is filed. The government's

1 opposition is due two weeks after the opening brief is filed, with the reply due one week after the
2 opposition is filed. While the parties may address any issues suggested by the facts developed at
3 the evidentiary hearing, they are directed to address the standard of prejudice and the remedy if
4 appellate counsel is found to have been ineffective.

5 The United States Marshal's Service may return movant to prison at its
6 convenience.

7 The Clerk of the Court is directed to serve a copy of this order on Robert Twiss,
8 Assistant United States Attorney, and on the Marshal's Office.

9 IT IS SO ORDERED.

10 DATED: August 15, 2006.

11
12 
13 _____
14 UNITED STATES MAGISTRATE JUDGE
15

16 2/garc0411.oahx4
17
18
19
20
21
22
23
24
25
26